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2 Federal Public Defender  
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8 Attorney for Andy Phouphayry

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10 **UNITED STATES DISTRICT COURT**  
11  
12 **DISTRICT OF NEVADA**

13  
14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 ANDY PHOUPHAYRY,

18 Defendant.

19 Case No. 2:23-cr-00219-JCM-NJK

20 **STIPULATION TO CONTINUE**  
21 **SENTENCING HEARING**  
22 (Second Request)

23  
24 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
25 United States Attorney, and Edward G. Veronda, Assistant United States Attorney, counsel for  
26 the United States of America, and Rene L. Valladares, Federal Public Defender, and Benjamin  
F. J. Nemec, Assistant Federal Public Defender, counsel for Andy Phouphayry, that the  
Sentencing Hearing currently scheduled on April 15, 2024, be vacated and continued to a date  
and time convenient to the Court, but no sooner than sixty (60) days.

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28 This Stipulation is entered into for the following reasons:

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30 1. Mr. Phouphayry has a signed plea agreement in the state. Because his plea  
31 agreement provides a benefit to Mr. Phouphayry if his state case is resolved prior to his federal  
32 sentencing, the parties request his sentencing be continued.

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34 2. The defendant is in custody and agrees with the need for the continuance.

1           3.       The parties agree to the continuance.

2           This is the second request for a continuance of the sentencing hearing.

3           DATED this 12th day of April, 2024.

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5           RENE L. VALLADARES  
6           Federal Public Defender

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8           JASON M. FRIERSON  
9           United States Attorney

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11          By /s/ Benjamin F. J. Neme  
12          BENJAMIN F. J. NEMEC  
13          Assistant Federal Public Defender

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15          By /s/ Edward G. Veronda  
16          EDWARD G. VERONDA  
17          Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
ANDY PHOUPHAYRY,  
Defendant.

Case No. 2:23-cr-00219-JCM-NJK

## **ORDER**

IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for Monday, April 15, 2024 at 10:00 a.m., be vacated and continued to **June 14, 2024, at 10:00 a.m.**; or to a time and date convenient to the court.

DATED April 15, 2024.

UNITED STATES DISTRICT JUDGE